

Eugene T. Smith

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FILE SEP 20 1990

Federal Communications Commission
Office of the Secretary

715 G Street, S.E.

Washington, D.C. 20003

September 20, 1990

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
Washington, D. C. 20554

RM-7882

MM 92-19

MM Docket No. 90-284

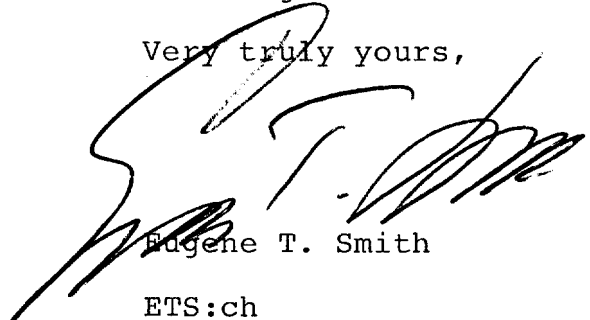
Dear Ms. Searcy:

Rm-7882

On behalf of Boyer Broadcasting Company, Inc., licensee of Station KMEM (FM), Memphis, Missouri, there are transmitted herewith for filing an original and four copies of its Reply Comments in MM Docket No. 90-284.

If additional information is needed please contact the undersigned.

Very truly yours,


Eugene T. Smith

ETS:ch

Attachments

cc: David D. Oxenford, Esq. (w/att.)
Peter Gutmann, Esq. (w/att.)

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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SEP 20 1990

In the Matter of)

Federal Communications Commission
Office of the Secretary

Amendment of Section 73.202 (b),)
Table of Allotments,)
FM Broadcast Stations)

(New Sharon and Albia, Iowa)
Memphis, Missouri))

RM-7224

RM-7301

RM-7882

MM Docket No. 90-284

018-19

To: Chief, Allocations Branch)
Policy and Rules Division)
Mass Media Bureau)

REPLY COMMENTS

On July 30, 1990, H & H Broadcasting Corporation ("H&H"), by its counsel, filed with the Commission its Comments and Counterproposal in the captioned proceeding. These Comments were filed in response to a Notice of Proposed Rule Making ("NPR"), released June 15, 1990, in response to RM-7224 and RM-7301. The original NPR proposed the allotment of Channel 260C3 to Albia, Iowa, and or an alternative basis to New Sharon, Iowa, as proposed by First Christian Reformed Church ("FCRC"). H & H's proposal would have provided a second aural service to Albia, Iowa, and FCRC's proposal would have provided a first aural service to New Sharon, Iowa. H & H, in an attempt to accomodate both Petitions, filed its Counterproposal seeking to amend § 73.202 (b) of the Commission's Rules by adding 244C3 to Albia, Iowa; adding 260C3 to New Sharon, Iowa; and changing the allotment for Station KMEM (FM) from 244A to 246A.

1.) Boyer Broadcasting Company, Inc. ("Boyer"), by its attorney, files its Reply Comments in the captioned proceeding. Boyer,

as the licensee of Station KMEM (FM) would ask the Commission to note that it is the only aural service licensed to Memphis, Missouri.

2.) Boyer's Reply Comments come in the form of alternative channels which can be allotted to Memphis, Missouri. Attached, and incorporated by reference, is a technical statement prepared by Boyer's technical consultant, Mr. James E. James. This statement reveals that FM Channels 263C3 and/or 282C3 can be assigned to Memphis, Missouri, at the present transmitter site for Station KMEM (FM). Boyer will accept a modification of its license to either channel. Absent this change, Boyer has reservations and objections in accepting the change proposed by H & H, and Boyer would request that the provisions of § 316 of the Communications Act of 1934, as amended, be invoked to protect the licensed operation of Station KMEM (FM) on its present Channel 244A.

Respectfully submitted:

**BOYER BROADCASTING
COMPANY, INC.**

September 20, 1990

715 G Street, S.E.
Washington, D.C. 20003

202-347-2363

By 

Eugene T. Smith
Its Attorney

FM SPACING STUDIES

Channels 263C3 and 282C3

for KMEM-Memphis, MO

Utilizing the present *geographic coordinates of the antenna and transmitter site of station KMEM (FM) Memphis, MO an FM Spacing Study was made by **Data World seeking a class C3 allocation which may be dropped in to that location.

After reviewing the 80 channel study, two channels were found to meet the minimum spacing required by section 73.202(b) of the commissions rules.

Channels 263C3 and 282C3 may be dropped in to the present KMEM site without any further changes to the table of allotments.

Copies of the spacing studies are attached.

CERTIFICATION

I, James E. Janes, have been retained to assist the ownership and management of KMEM-Memphis, MO as a technical consultant. The information presented is to the best of my belief and knowledge true and correct.



September 18, 1990

James E. Janes
119 North Third Street
Hannibal, MO
314/221-3450

*The geographic coordinates of stations KMEM are:

40-29-59, 92-59-08

**Data World, of Bethesda, Maryland is commonly considered a highly reliable source of data for broadcasters and is utilized by many consulting engineering firms. Data Worlds data is derived from direct research at the FCC.

BICK BROADCASTING
HANNIBAL, MO

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SEPTEMBER 17, 1990

FM SPACING STUDY

TITLE: KMEM - MEMPHIS, MO
CHANNEL 263C3 (100.5 MHZ)
DATABASE: DW 09/17/90

LATITUDE: 40-29-59
LONGITUDE: 92-09-58
SAFETY ZONE: 45 KM

CALL	AUTH	LICENSEE NAME	CHAN	ERP-KW	LATITUDE	BR-TO	DIST.	REQ.
CITY OF LICENSE	ST	FCC FILE NO.	FREQ	EAH-M	LONGITUDE	-FROM	(KM)	(KM)
=====	=====	=====	=====	=====	=====	=====	=====	=====
KRUI-FM LIC	STUDENT	BROADCASTERS INC	*209A	.10	41-39-29	21.8	138.8	12
IOWA CITY	IA	BLED-840417BX	89.7	27	91-32-40	202.2	126.8	CLEAR
NETWORK: AP; WAS KRUI 02/27/89								
WCBU	LIC	BRADLEY UNIVERSITY	*210B	25.5	40-37-44	85.4	220.3	17
PEORIA	IL	BLED-821206AN	89.9	199	89-34-12	267.1	203.3	CLEAR
NETWORK: NPR								
PRM	PROPOSED	RULE MAKING	260C3		41-01-42	317.8	79.63	43
ALBIA	IA	DCC-90-284	99.9		92-48-12	137.4	36.63	CLEAR
COORDINATES ASSUMED; PRM ADOPTED 04/30/90, RELEASED 06/07/90								
WKAI	APP	SHARP BROADCASTING COMPA	261A	3.08	40-26-57	92.1	123.9	42
MACOMB	IL	BPH-900518IF	100.1	141	90-42-22	273.1	81.94	CLEAR
RECEIVED PER FCC RELEASE #14757 DATED 06/14/90, ACCEPTED PER 14767 DATED 06/28/90								
KLYF	LIC	PALMER COMMUNICATIONS IN	262C	100	41-48-33	320.7	189.6	176
DES MOINES	IA	BLH-5820	100.3	518BT	93-36-53	139.7	13.56	CLOSE
AFFILIATED WITH WHO (AM)								
KKCA	ORD	KFAL INCORPORATED	263A		38-51-58	174.2	182.3	142
FULTON	MO	DCC-87-493	100.5		91-57-14	354.4	40.29	CLEAR
ORDERED FROM 249A; NETWORK: LF; AFFILIATED WITH KFAL(AM)								
WYMG	LIC	SAGA COMM OF ILLINOIS IN	263B	50DA	39-39-40	115.3	212.9	211
JACKSONVILLE	IL		100.5	150	89-55-18	296.7	1.885	CLOSE
WAS WEAI 05/16/85; AFFILIATED WITH WLDS(AM)								
KKRQ	LIC	HEARTLAND MEDIA INCORPOR	264C1	100	41-45-26	20.8	149.7	144
IOWA CITY	IA	BLH-821227AK	100.7	162	91-31-31	201.2	5.661	CLOSE
NETWORK: ABC; AFFILIATED WITH KXIC(AM)								
KMZU	CP	KANZA INCORPORATED	264C1	98.6	39-21-59	220.3	164.4	144
CARROLLTON	MO	BPH-900103IC	100.7	302	93-24-12	39.5	20.38	CLEAR
ORDERED FROM 266C; NETWORK: ABC; CP GRANTED 04/24/90 PER FCC RELEASE #20846 DATED 05/01/90; AFFILIATED WITH KAOL(AM)								
KPCR-FM LIC	PIKE COUNTY	BROADCASTING	265A	3	39-21-57	146.0	151.6	42
BOWLING GREEN	MO		100.9	90	91-10-45	326.6	109.6	CLEAR
DELETION PROPOSED; ORDERED TO 231A; AFFILIATED WITH KPCR(AM)								
NE	APP	MINNESOTA PUBLIC RADIO	266A	2	41-01-18	40.5	76.58	42
WINONA	MN	900514MA	101.1	166	91-34-24	220.9	34.58	CLEAR
EDUCATIONAL OPERATION; RECEIVED PER FCC RELEASE #14742 DATED 05/24/90, TENDERED PER 14796 DATED 08/10/90								

>> END OF CHANNEL 263C3 STUDY <<

FM SPACING STUDY

TITLE: KMEM - MEMPHIS, MO
CHANNEL 282C3 (104.3 MHZ)
DATE ASE: DW 09/17/90

LATITUDE: 40-29-59
LONGITUDE: 92-09-58
SAFETY ZONE: 45 KM

CALL	AUTH	LICENSEE NAME	CHAN	ERP-KW	LATITUDE	BR-TO	DIST.	REQ.
CITY OF LICENSE	ST	FCC FILE NO.	FREQ	EAH-M	LONGITUDE	-FROM	(KM)	(KM)
KTUF	LIC	ADMIRAL BROADCASTING COR	228A	1.55	40-13-38	231.3	48.33	12
KIRKSVILLE	MO	BLH-841109LM	93.5	139	92-36-35	51.0	36.33	CLEAR

DELETION PROPOSED; ORDERED TO 229C2; NETWORK: UPI

KTUF	CP	ADMIRAL BROADCASTING COR	229C2	50	40-11-16	221.4	46.18	17
KIRKSVILLE	MO	BPH-881219IO	93.7	150	92-31-32	41.2	29.18	CLEAR

ORDERED FROM 228A; NETWORK: UPI; CP GRANTED 04/07/89

KUUL	LIC	SIGNAL HILL COMMUNICATIO	279C	100	41-32-49	50.0	183.6	96
DAVENPORT	IA	BLH-821112AR	103.7	363	90-28-35	231.2	87.64	CLEAR

NETWORK: USP; WAS K11K 05/01/89; AFFILIATED WITH WOC (AM)

WZLZ	LIC	LINDA CROOK	280A	3	39-57-58	128.1	95.66	42
QUINCY	IL	BLH-890530KH	103.9	88	91-17-01	308.7	53.66	CLEAR

WJAV SET ASIDE; CALL GRANTED 11/03/88;
LICENSE GRANTED 03/23/90 PER FCC RELEASE #20819 DATED 03/29/90

KEZT	LIC	BUNCE BROADCASTING CORP	281C	100	41-54-09	317.6	213.4	176
AMES	IA	BLH-861229KC	104.1	308	93-54-15	136.4	37.36	CLEAR

KLRK	ORD	HEARION BROADCASTING	282A		39-19-00	155.6	144.1	142
VANDALIA	MO	DUC-87-294	104.3		91-28-22	336.0	2.114	CLOSE

ORDERED FROM 261A; NETWORK: SMN

KBEO	LIC	NORDE BROADCAST OF KS CI	282C	100	39-04-59	232.2	253.0	237
KANSAS CITY	MO	BLH-850813KT	104.3	301BT	94-28-49	50.7	16.05	CLEAR

NETWORK: ABC; WAS KBEO-FM 07/01/89; AFFILIATED WITH KBZR(AM)

KTUF	LIC	YOUNG BROADCASTING COMPA	283C1	100	42-04-51	12.4	180.0	144
CEDAR RAPIDS	IA	BLH-5113	104.5	168	91-41-45	192.8	35.96	CLEAR

KRES	LIC	KWIX INCORPORATED	284C	100	39-27-35	201.7	124.2	96
MOBERLY	MO	BLH-830124BA	104.7	331	92-42-07	21.4	28.21	CLEAR

NETWORK: ABC; AFFILIATED WITH KWIX(AM)

KOSK	LIC	JUMAST CORPORATION	285A	2.90	41-19-15	336.3	99.73	42
OSKALOOSA	IA	BLH-3446	104.9	87	92-38-44	156.0	57.73	CLEAR

DELETION PROPOSED; ORDERED TO 285C2; AFFILIATED WITH KBEO(AM)

KOSK	ORD	JUMAST CORPORATION	285C2	50	41-19-15	336.3	99.73	56
OSKALOOSA	IA	BPH-900604ID	104.9	150	92-38-44	156.0	43.73	CLEAR

ORDERED FROM 285A; TDF; AFFILIATED WITH KBEO(AM)

>> END OF CHANNEL 282C3 STUDY <<